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Division of State Lands
775 Summer Street NE
Salem, OR 97301-1279
☎ 503-378-3805

Permit:
Permit Type:
Waterway:
County:
Expiration Date:
Corps No.:

RP-2080 Modified
Removal
Willamette River
Multnomah
March 1, 2001
8760


PORT OF PORTLAND

IS AUTHORIZED IN ACCORDANCE WITH ORS 196.800 TO 196.990 TO PERFORM THE OPERATIONS DESCRIBED IN THE ATTACHED COPY OF THE APPLICATION, SUBJECT TO THE SPECIAL CONDITIONS LISTED ON ATTACHMENT A AND TO THE FOLLOWING GENERAL CONDITIONS:

1. This permit does not authorize trespass on the lands of others. The permit holder shall obtain all necessary access permits or rights-of-way before entering lands owned by another.
2. This permit does not authorize any work that is not in compliance with local zoning or other local, state, or federal regulation pertaining to the operations authorized by this permit. The permit holder is responsible for obtaining the necessary approvals and permits before proceeding under this permit.
3. All work done under this permit must comply with Oregon Administrative Rules, Chapter 340; Standards of Quality for Public Waters of Oregon. Specific water quality provisions for this project are set forth on Attachment A.
4. Violations of the terms and conditions of this permit are subject to administrative and/or legal action which may result in revocation of the permit or damages. The permit holder is responsible for the activities of all contractors or other operators involved in work done at the site or under this permit.
5. A copy of the permit shall be available at the work site whenever operations authorized by the permit are being conducted.
6. Employees of the Division of State Lands and all duly authorized representatives of the Director shall be permitted access to the project area at all reasonable times for the purpose of inspecting work performed under this permit.
7. Any permit holder who objects to the conditions of this permit may request a hearing from the Director, in writing, within 10 days of the date this permit was issued.
8. In issuing this permit, the Division of State Lands makes no representation regarding the quality or adequacy of the permitted project design, materials, construction, or maintenance, except to approve the project's design and materials, as set forth in the permit application, as satisfying the resource protection, scenic, safety, recreation, and public access requirements of ORS Chapters 196, 390 and related administrative rules.
9. Permittee shall defend and hold harmless the State of Oregon, and its officers, agents, and employees from any claim, suit, or action for property damage or personal injury or death arising out of the design, material, construction, or maintenance of the permitted improvements.

NOTICE: If removal is from state-owned submerged and submersible land, the applicant must comply with leasing and royalty provisions of ORS 274.530. If the project involves creation of new lands by filling on state-owned submerged or submersible lands, you must comply with ORS 274.905 - 274.940. This permit does not relieve the permittee of an obligation to secure appropriate leases from the Division of State Lands, to conduct activities on state-owned submerged or submersible lands. Failure to comply with these requirements may result in civil or criminal liability. For more information about these requirements, please contact the Division of State Lands, 378-3805.

Earle A. Johnson, Manager
Western Region Field Operations
Oregon Division of State Lands


Authorized Signature



April 13, 2000
Date Issued

ATTACHMENT A

Special Conditions for Material Removal Permit No. 2080, Modified

1. This permit authorizes the removal of up to 30,000 cubic yards of sand and silt in the Willamette River, between miles 1.0 and 11.0 (Port Marine Terminals 1, 2, 4, and 5 and the Swan Island Repair Yard) to provide adequate depths for operation of Port's facilities as outlined in the attached permit application, map and drawings.
2. Turbidity shall not exceed 10% above natural stream turbidities as a result of the project. The turbidity standard may be exceeded for a limited duration, (per OAR 340-41) provided all practicable erosion control measures have been implemented as applicable, including, but not limited to:
 - use of filter bags, sediment fences, silt curtains, leave strips or berms, or other measures sufficient to meet the performance criteria listed above;
 - graveled construction accesses to prevent movement of material offsite via construction vehicles;
 - sediment traps or catch basins to settle out solids prior to water entering ditches or waterways; and

Erosion control measures shall be maintained as necessary to ensure their continued effectiveness, until sediments settle or disperse.

3. Prior to commencement of work, Oregon Department of Fish & Wildlife biologist Greg Robart, (503) 657-2000 Ext. 241, shall be contacted.
4. Petroleum products, chemicals, or other deleterious materials shall not be allowed to enter the water.
5. Prior to each dredging event, the permittee shall obtain approval from the Division for the dredge material disposal location based on the evaluation and characterization of the material to be dredged.
6. Removal in the permit area shall be conducted between July 1 through October 31 and December 1 through January 31.
7. Material shall not be removed to a depth greater than the design depth of the facility plus 2 feet of overdepth for advance maintenance.
8. The Division of State Lands retains the authority to temporarily halt or modify the project in case of excessive turbidity or damage to natural resources.

COMMENT:

Outfalls are located adjacent to most of the dredging areas. The applicant is responsible for preventing damage to the facilities or obstruction of flow out of the structures.

April 13, 2000

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